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2005 AUG 23 PM 3:17  
PATENT

Practitioner's Docket No. MI22-2157

US PATENT & TRADEMARK  
OFFICE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Don C. Powell

Application No.: 10/688,748 Group No.: 2891  
Filed: October 17, 2003 Examiner: Caridad Everhart  
For: "Selective Oxidation Methods and Transistor Fabrication Methods"

Assistant Commissioner for Patents and Trademarks  
P.O. Box 1450, Mail Stop 16, Alexandria VA 22313-1450  
ATTENTION: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND  
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

## I. REFUND REQUEST

This is a request for a refund, with respect to the debit to Deposit Account 23-0925, shown on the statement dated August 11, 2005 for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.  
A copy of the 10/17/03 Fee Transmittal, copy of check # 140677, copy of 2/6/04 Filing Receipt, accompanies this request.

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents and Trademarks, Washington, D.C. 20231.

## FACSIMILE

- ☒ transmitted by facsimile to the Patent and Trademark Office. 571-273-8300

Date:

18 August 2005

Signature

Rhonda G. Rambo

(type or print name of person certifying)

(Request for Debit (Improper Credit) of Deposit Account)—page 1 of 2

6 total pages

PATENT & TRADEMARK  
DIVISION

2005 AUG 23 PM 3:49

**II. FEES CHARGED FOR WHICH REFUND IS REQUESTED**US PATENT & TRADEMARK  
OFFICE  
**AMOUNT OF  
REFUND  
REQUESTED**

Improper charge for Claims in Excess of 20 \$50.00

**TOTAL REFUND REQUESTED \$50.00****III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

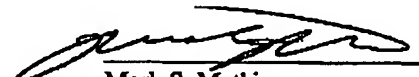
The patent application for the above mentioned case was filed on October 17, 2003 with 51 total claims and four Independent claims as noted on the Filing Receipt dated February 6, 2004. At the time of filing this application, payment was made for the one additional Independent claim with check # 140677.

In response to the Office Communication mailed May 2, 2005; we did not add any additional claims. There are still 51 total claims and four Independent claims.

Therefore, no additional fees are believed to be required. Please credit Deposit Account No. 23-0925 with the above fee amount of \$50.00.

**IV. MANNER OF REFUND**

Please Credit Account No. 23-0925.

Date: 8-18-05  
Mark S. Matkin  
Reg. No. 32,268  
Wells St. John P.S.  
601 West First Ave., Suite 1300  
Spokane, WA 99201-3828  
Tel. No.: (509) 624-4276  
Customer No.: 021567

(Request for Debit (Improper Credit of Deposit Account)—page 2 of 2)

## Deposit Account Statement



**United States  
Patent and  
Trademark Office**

AUG 18 2005

## Deposit Account Statement

USPTO  
Home  
Page

Finance  
Online  
Shopping  
Page

|                                   |                                  |
|-----------------------------------|----------------------------------|
| <b>Requested Statement Month:</b> | August 2005                      |
| <b>Deposit Account Number:</b>    | 230925                           |
| <b>Name:</b>                      | WELLS ST JOHN PS                 |
| <b>Attention:</b>                 | RHONDA RAMBO                     |
| <b>Address:</b>                   | 601 WEST FIRST AVENUE SUITE 1300 |
| <b>City:</b>                      | SPOKANE                          |
| <b>State:</b>                     | WA                               |
| <b>Zip:</b>                       | 99201-3817                       |
| <b>Country:</b>                   | UNITED STATES OF AMERICA         |

| DATE  | SEQ  | POSTING<br>REF TXT | ATTORNEY<br>DOCKET<br>NBR | FEE<br>CODE | AMT         | BAL         |
|-------|------|--------------------|---------------------------|-------------|-------------|-------------|
| 08/02 | 3    | 10282274           | 176/61201(1-              | 1806        | \$180.00    | \$12,333.00 |
| 08/05 | 47   | 10884584           | M122-2562                 | 1814        | \$130.00    | \$12,203.00 |
| 08/05 | 614  | 76424250           | PO4-1184                  | 7004        | \$150.00    | \$12,053.00 |
| 08/05 | 669  | 78260683           | PO4-1205                  | 7004        | \$150.00    | \$11,903.00 |
| 08/05 | 788  | 78317912           | PO4-1225                  | 7004        | \$150.00    | \$11,753.00 |
| 08/05 | 822  | 78328106           | PO4-1227                  | 7004        | \$150.00    | \$11,603.00 |
| 08/05 | 865  | 78328258           | PO4-1228                  | 7004        | \$150.00    | \$11,453.00 |
| 08/05 | 1613 | 78328330           | PO4-1229                  | 7004        | \$150.00    | \$11,303.00 |
| 08/05 | 1647 | 78328339           | PO4-1230                  | 7004        | \$150.00    | \$11,153.00 |
| 08/05 | 1694 | 78686528           | GE28-102                  | 7001        | \$325.00    | \$10,828.00 |
| 08/08 | 28   | PAYMENT            |                           | 9203        | -\$6,000.00 | \$16,828.00 |
| 08/08 | 72   | 78686662           | VI22-103                  | 7001        | \$325.00    | \$16,503.00 |
| 08/08 | 321  | 78686835           | VI22-104                  | 7001        | \$325.00    | \$16,178.00 |
| 08/08 | 385  | 78686861           | VI22-105                  | 7001        | \$325.00    | \$15,853.00 |
| 08/08 | 494  | 78686918           | VI22-106                  | 7001        | \$325.00    | \$15,528.00 |
| 08/10 | 625  | 1911129            | SP54-101                  | 7205        | \$100.00    | \$15,428.00 |
| 08/10 | 626  | 1911129            | SP54-101                  | 7201        | \$400.00    | \$15,028.00 |
| 08/10 | 765  | 78688988           | RE35-116                  | 7001        | \$325.00    | \$14,703.00 |
| 08/11 | 5    | 10688748           | MI22-2157                 | 1202        | \$50.00     | \$14,653.00 |
| 08/12 | 70   | 0140050391         | MI22-2881                 | 8014        | \$25.00     | \$14,628.00 |
| 08/12 | 1408 | 78691398           | SA54-101                  | 7001        | \$975.00    | \$13,653.00 |
| 08/15 | 5    | 6707088            |                           | 1811        | -\$100.00   | \$13,753.00 |
| 08/15 | 22   | 6816325            |                           | 8021        | \$40.00     | \$13,713.00 |
| 08/16 | 1    | 11027263           | MI22-2754                 | 1814        | \$130.00    | \$13,583.00 |
| 08/16 | 5    | 10523598           |                           | 9204        | -\$100.00   | \$13,683.00 |
| 08/17 | 459  | PCT/US05/28312     | PC3-228                   | 1602        | \$700.00    | \$12,983.00 |

| START<br>BALANCE | SUM OF<br>CHARGES | SUM OF<br>REPLENISH | END<br>BALANCE |
|------------------|-------------------|---------------------|----------------|
| \$12,513.00      | \$5,730.00        | \$6,200.00          | \$12,983.00    |

COPY

AUG 18 2005

PTO/SB/17 (12/99)

Approved for use through 09/30/2000. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## FEE TRANSMITTAL

for FY 2003

Patent fees are subject to annual revision.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$1,454.00)

## Complete if Known

|                      |                 |
|----------------------|-----------------|
| Application Number   | Unknown         |
| Filing Date          | Filed Herewith  |
| First Named Inventor | Don Carl Powell |
| Examiner Name        | Unknown         |
| Group / Art Unit     | Unknown         |
| Attorney Docket No.  | MI22-2157       |

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 23-0925

Deposit Account Name: Wells St. John P.S.

☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.172. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 101 690 201 345            |                            | Utility filing fee     | 770.00   |
| 106 310 206 155            |                            | Design filing fee      |          |
| 107 480 207 240            |                            | Plant filing fee       |          |
| 108 690 208 345            |                            | Reissue filing fee     |          |
| 114 150 214 75             |                            | Provisional filing fee |          |

SUBTOTAL (1) (\$ 770.00)

## 2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------|----------------|----------|
| 51           | 31           | 18             | 558      |
| 4            | 1            | 86             | 86       |
|              |              |                | 0        |

\*or number previously paid, if greater; For Reissues, see below

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  |
|----------------------------|----------------------------|--|
| 103 18 203 9               |                            | Claims in excess of 20                                     |
| 102 78 202 39              |                            | Independent claims in excess of 3                          |
| 104 260 204 130            |                            | Multiple dependent claim, if not paid                      |
| 109 78 209 39              |                            | ** Reissue independent claims over original patent         |
| 110 18 210 9               |                            | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 644.00)

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 105 130 205 65             |                            | Surcharge - late filing fee or oath  | 0.00     |
| 127 50 227 25              |                            | Surcharge - late provisional filing fee or cover sheet                     | 0.00     |
| 139 130 139 130            |                            | Non-English specification  | 0.00     |
| 147 2,520 147 2,520        |                            | For filing a request for reexamination                                     | 0.00     |
| 112 920* 112 920*          |                            | Requesting publication of SIR prior to Examiner action                     | 0.00     |
| 113 1,840* 113 1,840*      |                            | Requesting publication of SIR after Examiner action                        | 0.00     |
| 115 110 215 55             |                            | Extension for reply within first month                                     | 0.00     |
| 116 360 216 180            |                            | Extension for reply within second month                                    | 0.00     |
| 117 870 217 435            |                            | Extension for reply within third month                                     | 0.00     |
| 118 1,360 218 680          |                            | Extension for reply within fourth month                                    | 0.00     |
| 120 1,650 220 825          |                            | Extension for reply within fifth month                                     | 0.00     |
| 119 300 219 150            |                            | Notice of Appeal   | 0.00     |
| 120 300 220 150            |                            | Filing a brief in support of an appeal                                     | 0.00     |
| 121 260 221 130            |                            | Request for oral hearing   | 0.00     |
| 138 1,510 138 1,510        |                            | Petition to institute a public use proceeding                              | 0.00     |
| 140 110 240 55             |                            | Petition to revive - unavoidable   | 0.00     |
| 141 1,210 241 605          |                            | Petition to revive - unintentional   | 0.00     |
| 142 1,210 242 605          |                            | Utility issue fee (or reissue)   | 0.00     |
| 143 430 243 215            |                            | Design issue fee   | 0.00     |
| 144 580 244 290            |                            | Plant issue fee  | 0.00     |
| 122 130 122 130            |                            | Petitions to the Commissioner  | 0.00     |
| 123 50 123 50              |                            | Petitions related to provisional applications                              | 0.00     |
| 126 240 126 240            |                            | Submission of Information Disclosure Stmt                                  | 0.00     |
| 581 40 581 40              |                            | Recording each patent assignment per property (times number of properties) | 40.00    |
| 146 600 246 345            |                            | Filing a submission after final rejection (37 CFR § 1.129(a))              | 0.00     |
| 149 890 249 345            |                            | For each additional invention to be examined (37 CFR § 1.129(b))           | 0.00     |
|                            |                            | Other fee (specify):   | 0.00     |
|                            |                            | Other fee (specify):   | 0.00     |

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 40.00)

## SUBMITTED BY

Name (Print/Type) Mark S. Matkin

Registration No. (Attorney/Agent) 32,268

## Complete if applicable:

Telephone 509-624-4276

Signature

Date

10/17/03

## WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

| DATE     | DESCRIPTION   | INVOICE # | AMOUNT  | DEDUCTION | NET AMOUNT |
|----------|---|-----------|---------|-----------|------------|
| 10/17/03 | Commissioner of Patents & Trademarks<br>MI22-2157 Gov Filing Fee for<br>a Patent Appn & Rec (MSM) |           | 1454.00 |           | 1454.00    |

EV318285292

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|          |                          |          |                |           |              |
|----------|--------------------------|----------|----------------|-----------|--------------|
| 10/17/03 | CONTROL NUMBER<br>140677 | TOTALS ▶ | Gross: 1454.00 | Ded: 0.00 | Net: 1454.00 |
|----------|--------------------------|----------|----------------|-----------|--------------|

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OF Commissioner of Patents &amp; Trademarks

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WELLS ST. JOHN P.S.  
GENERAL ACCOUNT

AUTHORIZED SIGNATURE

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140677 125100089 1007661374

EV318285292

COPY

M22-2157 (MSM)  
Micron Technology, Inc.

10/17/03

The stamp of the U.S. Patent and Trademark Office acknowledges receipt of the application for letters patent of the following:

Applicant: Don Carl Powell

Title: Selective Oxidation Methods and Transistor Fabrication Methods

EV318285292

M22-2157 (MSM)  
Micron Technology, Inc.

10/17/03

The stamp of the U.S. Patent and Trademark Office acknowledges receipt of the application for letters patent of the following:

Applicant: Don Carl Powell

Title: Selective Oxidation Methods and Transistor Fabrication Methods

ago

and Recordation Form Cover

of cited art references

1. Return Receipt Postcard:
2. Utility Patent Application/Transmittal
3. Check for \$1,454.00
4. Fee Transmittal (in duplicate for fee processing purposes)
5. 32 pages of Specification, Claimed Abstract plus title page
6. 1 sheet of formal drawings (Figs. 1 and 2)
7. Inventors Declaration (newly executed original)
8. Assignment of the Invention to Micron Technology, Inc., and Recordation Form Cover Sheet
9. Power of Attorney by Assignee and Certificate by Assignee
10. Information Disclosure Statement w/PTO-1449 and copies of cited art references

19270 U.S. PTO  
10/688748

101703



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
PO Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE RECD | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|--------------|-----------------|----------|----------|----------|
| 10/688,748 | 10/17/2003                | 1765     | 1414         | M122-2157       | 1        | 51       | 4        |

CONFIRMATION NO. 3329

021567  
WELLS ST. JOHN P.S.  
601 W. FIRST AVENUE, SUITE 1300  
SPOKANE, WA 99201

## FILING RECEIPT

\*OC000000011856312\*

Date Mailed: 02/06/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-748-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Don Carl Powell, Boise, ID;

COPY

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 02/06/2004

Projected Publication Date: 04/21/2005

Non-Publication Request: No

Early Publication Request: No

## Title

Selective oxidation methods and transistor fabrication methods

Preliminary Class

438



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. .... 10/688,748  
Filing Date ..... October 17, 2003  
Confirmation No. .... 3329  
Inventor ..... Don C. Powell  
Assignee ..... Micron Technology, Inc.  
Group Art Unit ..... 2891  
Examiner ..... Caridad Everhart  
Attorney's Docket No. .... MI22-2157  
Customer No. .... 021567  
Title: ..... Selective Oxidation Methods and Transistor Fabrication Methods

**RESPONSE TO MAY 2, 2005 OFFICE ACTION**

To: Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**VIA U.S. EXPRESS MAIL**

From: Mark Matkin (Tel. 509-624-4276; Fax 509-838-3424)  
Wells St. John P.S.  
601 West First Avenue, Suite 1300  
Spokane, WA 99201-3828

Responsive to the Office Action dated May 2, 2005, Applicant amends  
and remarks as follows:

**AMENDMENTS**

S:\MI22\2157\IM01.doc

Adjustment Date: 10/12/2005 SDIRETAL 10688748  
08/11/2005 DNARTIN 00000003 230925  
01 FC:1202 50.00 CR

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EV549569989